G R S App. F IX 4]

194 -

(Ml)

File No 106-42

Serial Nos 50, 51, 5

Previous References

'ml 89-40-13, 14

Later References

GENERAL AND REVENUE SECRETARIAT—

Serial Nos Three

Part B for Aug 43

SUBJECT

Waiving of arrears of Contribution by Hunsur Town ml cl and Periyapatna ml cl for the maintenance of State Frontier Roads

To The D.C, Mysore
S152 - The Comptroller
The Chief Engineer

1+34-
2 Rs

L 934-16 D 21-7-43
Intimating that of Hunsur ml cl
Order

6329/L.

Arrears of Contribution due by the Hunsur Town Municipal Council for the maintenance of State Trunk Road passing within the municipal limits

Continuation Sheet No. File No / Current No of Page

Letter No D— 1880/39-40 & 15 & 43 from the Deputy Commissioner requesting him the circumstances stated in the Resolution of the Hunsur Town Municipal Council passed in regard to waiving the arrears of contribution amounting to Rs. 7646 14 as due by the Hunsur Town Municipal Council towards the maintenance of State Trunk Road passing within the municipal limits.

After consideration of all aspects of the question, it was ordered that the arrears cannot be waived but that the same can be arranged to be paid in suitable instalments by taking a loan if necessary.

As the Hunsur Town Municipality was deprived of the octroi Revenue on petrol consumed within the municipal limits and the mileage fees on public vehicles and in view of the poor financial condition of the Municipality the D.C. recommends that the recovery of the arrears may be ordered to be waived.

The following figures indicate the financial condition of the Municipality for the current year

Opening balance Rs. 4377

Total receipts Rs. 28,577 Normal Receipts Rs. 23,550

" Expdr Rs. 27,664 " Expdr Rs. 16,038

Closing balance Rs. 913

The normal expenditure is more than the normal income. The Closing balance is a negligible amount which is far below the statutory minimum. The arrears of Municipal taxes amount to Rs. 11,995 as on

2 6329/L

Continuation Sheet ML File No / Current No

Arrears of Contribution due by the Municipal Council for maintenance of the Shelf Fund road - Page

Financial Condition of the Body is not Satisfactory

Submitted for orders

Sd/ V
15/5

Placing up-to-date Periyapatna file with the same subject. The two are identical questions & have to be considered together

Sd/ 15/5

The article relating to Periyapatna has been submitted separately - that would be put up on the return, if any.

Sd/ 18/5

Doc 6369/L

6269/L, 6329/L Contribution due by the Hunsur and Periyapatna Ml Councils for the maintenance of State Fund Rd Mt Current No File No Page Lapsed working Charges

Continuation Sheet

Letter from the DC Mysore Dt
Ques I - 1) Letter No D3-1880/39-40 dt 15-4-43

Recommending, in the circumstances stated that the recovery of a sum of Rs 7666-14-0 due by the Hunsur Town Mt Council towards the maintenance of the State Fund road Lapsing within the Mt limits may be waived.

Ques II - 2) Letter no D3-1880/39-40 dt 20-4-43

Recommending that the recovery of a sum of Rs 1297-15-0 due by the Periyapatna Town Mt Council towards the arrears of Contribution for the maintenance of State Fund road Lapsing within the Municipal limits

1) The arrears of Contribution for the maintenance of State Fund road Lapsing within the Municipal limits upto the end of the year 1938-39 due by the Municipal Councils of Hunsur and Periyapatna amount to Rs 7646-14-0 and Rs 1297-15-0 respectly

The concerned Mt Councils have been making repeated representations to Govt for waiving the recovery of the amounts and the question proposal has been turned down after full consideration of all aspects of the question Vide reference invited to G.O. dt 15-4-43 and to G.O. dt 6-2-41 in which it was ordered that the recovery of the arrears could not be waived but that it could be [illegible]

Flag B
Flag L

2) It is now stated that fresh representations have been made to the Ministers for Revenue and [illegible] of the Minister for L.S.G. & P.H. by the Concerned Municipal Councils for a reconsideration of the orders passed in the matter

3) The following are some of the grounds on which the recovery of the amount is recommended to be waived

1) That the Financial Condition of the Mills is very unsatisfactory and that they are not in a position to pay the amount having regard to the fact that a reduction of Assessment rates are awaiting sanction

2) That the Hunnasgiriya Mill was deprived of the Octroi revenue on Petrol Consumed within the Municipal limits

3) That the Hunnasgiriya Mill was not given a Rebate of the Mileage Cess levied on the Public Service Vehicles

4) The Financial Condition of the Mills as disclosed by the following figures for the current year

		Hunnasgiriya Mill	Peeriyapatna Mill
	Opening balance	Rs 4377	Rs 4,115
2	Total Receipts	Rs 24 2095	Rs 6,821
3	Total Receipts	Rs 28,572	Rs 10,936
4	Expenditure	Rs 27,664	Rs 9,783
5	Closing balance	Rs 918	Rs 1,153

Heavy arrears of rates are outstanding recovery and the Financial Concession as both the Mills is unsatisfactory

6369/L

Arrears of Contribution due by the Periyapatna Tml for the maintenance of State Trunk Roads Length within the Municipal Limits

tinuation Sheet — File No / Current No — of 62 — Page 4

Letter No D3-1880/1960 & 20663 from the DC Mysore requesting Reconsideration of the orders remitting the arrears of Contribution amounting to Rs 1297-5-0 due by the Periyapatna Municipal Council towards the maintenance of the length of State Trunk Road Passing within the Municipal Limits

Flag 'L'

Abstract The question was fully considered and it was ordered that the arrears cannot be remitted but that they can be arranged to be paid in suitable instalments by taking a loan, if necessary

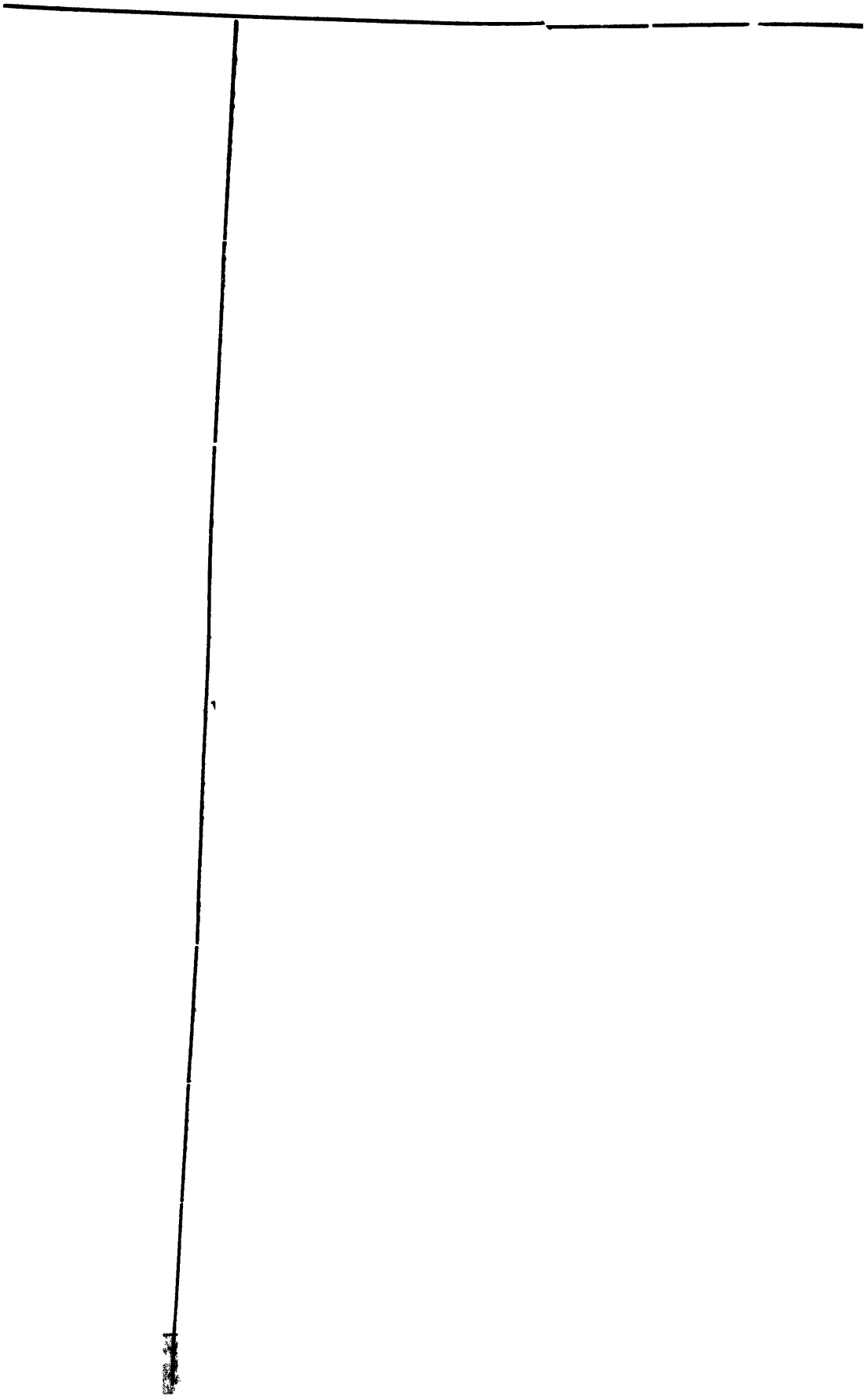
The total receipts and total expenditure for the Periyapatna Municipality for the Current-year amount to Rs 10,936 and Rs 9783 respectively. Its closing balance is Rs 1153 There are heavy arrears outstanding recovery and the financial Condition is not quite sound

Put up for orders

Put on 15/5-

Pl put up the 65-38-2339 & the Mysore case. Both cases being similar may be worked up together Comprehensive note is necessary

17/5/65



6329/2 to 6369/2 Waiving the Contribution due by the Municipal Councils of Shimoga & Periyapatna for municipal Lands & Buildings

Continuation Sheet File No / Current No of 42 Page 5

5) Also for Consideration of the question as to the Concerned municipal Councils are not in a position to pay the said Contribution As recommended by the D.C, it is for orders the recovery of the amount may not be pressed at present with the Rent Dues and the Fine Fees in view of the facts stated above

Govt Order dated 25/5: 6) The question came up for Consideration before the Govt on more than one occasion as will be seen from the references put up below Govt declined to sanction the refund of these two items It was thought that if the same is sanctioned it would create an improvement precedent It may however be stated that the arrears are outstandings only in respect of these two items in the State and not in any other It is a fact that the financial condition of these two Municipalities is not at all satisfactory & there is no near prospect of recovering the arrears at present Hence the prayer - rather repeated over a series of years - may perhaps be considered favourably & in consultation with the Financial Secretary & the Law Secy

Law Secy 26/May

Municipalities Shimoga Rs 7646/14/-
Periyapatna 1297/15/-
Total Rs 8944/13/-

SECY LAW DEPT 14066 2615 GOVT OF MYSORE

WD 1140—GPB—50 000—5-11-42

FINANCIAL SECTION U.O. No. 5768 27 MAY 1943

CONTROLLER'S OFFICE CLAIMS BRANCH 11 MAY 1943 7888/SC SPECIAL SECTION MADRAS

7) This is assessment case favourable Communicated.

Case 2373 Sent/Rly

8) Answer/ envisage remarks

W/50

27-5-43

No 110/CLA&B-9/5 43 No 7465/SA dated 17-6-43

U O No 506, JLXD dated 14-6-43

9) Returned with compliments

The financial position of the Hunsur and Periyapatna Municipal Councils for 1941-42 (up to which period the accounts have been audited was as follows -

	Opening Balance	Service Head Receipt	Total	Service Head Payments	Closing Balance
Hunsur Municipality	-Rs. 1702- 9- 2	24900-12-10	23198-3-8	19618-0-6	3580- 3- 2
Periyapatna Municipality	7050-10-6	6454- 8	13505-2-2	5925-14-3	7579- 3-11

10) It is clear from the above that the financial condition of the Huneur Municipality is not strong though the opening minus balance has been wiped off at the end of the year The small closing balance is, however, far below the statutory minimum

11) The Municipality is not in a position to find necessary funds to pay up the arrears of Rs 7640-14-0 which is nearly twice its closing balance especially having other obligatory duties such as drainage etc kept pending execution for want of funds

6329/7 6361

Comptroller's Office — File No — of 194-2

5768

Serial No

12) 4 The financial condition of Periyapatna Municipal Council is, on the other hand, quite sound It has a large surplus balance, a good portion of which should have been invested in Savings Bank Fixed Deposits In addition, it has already to its credit, a sum of Rs 2792/- invested in the Savings Bank Current Account This Municipal Council has not also sustained any loss in income under Octroi, on petrol, as in the case of Hunsur Municipality It could easily pay the small sum of Rs 1297-15-0 due towards the cost of upkeep of the State Fund Road The Municipal Council may, perhaps, as a special case be allowed to pay the amount in 4 or 5 annual instalments, waiving levy of interest if for any reason, the amount cannot be paid in one lump

M S Lawande
Comptroller
SD 15/6/43

CV/14

13) As the financial condition of the Hunsur Munc is not satisfactory, the Contribution due from it may be waived

14) In view of this what is stated above re Periyapatna Munc, it is not necessary to show a similar concession to it

15) [illegible]

NOTE—Contn Sheet

Waiving in recovery of arrears of Contribution due by the Municipal Councils of Kurunegala and Peryapatna minor bills 1-6269

File No of 1942-43, Comptroller's Office

Serial No

DEWAN'S OFFICE
12 JUL 1943
NO 256

SECRETARY
14/96
21 JUNE 1943
GOVT. COLOMBO

16) Laid for orders of the Governor of the Financial Secretary as recorded at paras 13 and 14 of the notes supra may be accepted.

Lab 18/6 JAM

Lawtey 18/6/43

17 The contributions due from Kurunegala Municipality may be waived, having regard to the unsatisfactory financial condition

18 Peryapatna Municipal Council may pay the amounts in June annual instalments, provided no legal charges are incurred by the Comptroller

OFFICE OF THE MINISTER FOR L S G & P H
Date 23-6-43
No. 10417

Minutes 2-S G

Circ 22-6-43

19) Circ 30-6-43

Circ 7-7-43

21) Draft Govt Agent's letter to Kurunegala

Draft Govt Agent's letter to Peryapatna

Dewan Thiagarajah 16/7/43 Circ 8-7-43 Circ 7-7-43 16-7-43

SECRETARY TO GOVERNMENT
D/o 4 0 16 9
9/7
C W ELECTL & RYS

6321

Issue
for
14/7/43

H Council-2 Re Hensur Town Supply, Finance has agreed (vide para 13) to Periyapalia supply, Council, and reference thereto vide paras 14 to 22 draft-Yearly Letter

T) SECTION
I JULY 1943
GE SECTT

Eb 21/7/43 For perusal

GR 23/7

Secy

MV 4/8/43

Mr Clerk 9/8 9 Issued

H(S2) to the Hyderabad
" Comptroller Audit H Deptt
" Chief Engineer
No L 934-6 9 2/7 43

Waives the recovery of Rs 7644-4- due from Town Area Committee Hensur and permit it directs that the amount due from the Periyapatna Municipal Council be recovered in 5 equal annual instalments carrying the usual interest and special case

Bdk

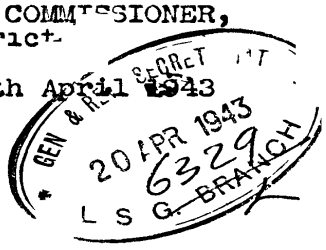
WD 1140—GPB—50 000—5-11-42

L 0 8 – 62 – 50 18

OFFICE OF THE DEPUTY COMMISSIONER,
Mysore District.

No.D3-1880 of 39-40

Mysore, dated the 15th April 1943



From

C.M H RANAJODHA SINGH, Esq , B.A ,
Deputy Commissioner, Mysore District,
Mysore.

To

C. NARAYANASWAMI NAIDU, Esq , B.A., B.L.,
Secretary to Government of Mysore,
Law Department, Bangalore.

Sir,

Waiving of the arrears of contribution amounting to Rs.7,646-14-0 due from the Hunsur Town Municipal Council towards the maintenance of State Fund Roads passing through the Municipal limits.

With reference to your letter No.L.5870-M1.89-40-14, dated the 6th February 1941, on the above subject, I have the honour to state that the Municipal Councillors of Hunsur represented to the Minister for Revenue and Finance during his visit to Hunsur in September 1941, that the recovery of these arrears might be waived on the following grounds -

1. That the Municipality had been deprived of the Revenue which it was deriving in the shape of Octroi on petrol consumed within the Municipal limits.

2. That the Government was not giving any portion of the mileage cess levied on public service vehicles in respect of the length of the State Fund Road within the Municipal Limits.

The president of the Municipality has submitted a statement showing the amount realised by the levy of Octroi on petrol from 1921-22 to 1930-31. The average annual income an this account is reported to be Rs.139/- This levy is discontinued from 7th October 1930 as per Government Order No.L.8094/M1.28-29-143 dated the 18th May 1930 The length of the State Fund road running in the Municipality is reported to be 2 miles 3 furlongs and 165 yards. In view of the fact that the Municipality has been deprived of the Revenue which it was deriving in the shape of Octroi on petrol consumed within Municipal Limits and that the Government was not giving any portion of the mileage cess levied on public service vehicles in respect of the length of the State Fund Road passing within the limits of the Municipality, there seems to be some force in the representation made by the Municipal Council. The previous Dewan during his tour in Hunsur on 17th October 1937, was also pleased to express that these arrears might be written off.

The Municipal Council of Hunsur having again represented to the Minister for Local Self-Government and Public

[illegible] in this behalf during his visit to Hunsur on the 15th July 1941 he was pleased to observe that he would look into the matter and see what he could do in this behalf.

The present financial position of the Municipality is very unsatisfactory and does not admit the above expenditure being incurred.

In these circumstances, I recommend that the recovery of arrears of contribution due to Government from the Municipality may be waived.

I have the honour to be,
Sir,
Your most obedient servant,

M Narasimhiah

For Deputy Commissioner,
(Absent from Station),
Mysore District.

YBR:15-4.

L 1048-42-5 12

OFFICE OF THE DEPUTY COMMISSIONER,
Mysore District.

No D3-1880/39-40 Dated, Mysore, the 20th April 1943

GEN SECRETARIAT
21 APR 1943
6369
L S G BRANCH

From

21/4/43 C M H RAJAJODHA SINGH, Esq , B A ,
Deputy Commissioner, Mysore District, Mysore.

To

C NARAYANASWAMI NAIDU, Esq , B A., B L ,
Secretary to Government of Mysore,
Law Department, Bangalore

Sir,

Arrears of Contribution payable by the Periyapatna Municipality towards the maintenance of the portion of the State Fund Road running through the Periyapatna Municipal limits amounting to Rs 1297-15-0

May 'L'

With reference to your letter No L 5870/M1 89-40-14 dated 6th February 1941 stating among other things that the payment of the arrears referred to above cannot be waived etc , I have the honour to state that the Municipal Council of Periyapatna is still agitating for the waiving of the payment of these arrears The President reports that the Municipal Council having again represented to the Minister for Local Self Government and Public Health in this behalf in their address presented to the Minister during his visit to

13

to Periyapatna on 25th February 1942, the Minister was pleased to promise that he would consider the question sympathetically.

Several representations were made to Government, the Dewan and the Members of the Council during their visits to the place for the abolition of the arrears

Being situated in Malnad tract of the Mysore District, the Municipality has very slender resources. The financial condition of the Municipality, being very unsatisfactory, does not permit ~~the~~ payment of the heavy amount of contribution as this Many important and urgent schemes relating to the Drainage and other works have even been held up owing to lack of funds

In the circumstances, I once again request that the Government may be kindly moved to reconsider their order and to waive the payment of the arrears of contribution due from the Municipality

I have the honour to be,
Sir,
Your most obedient servant,

M. Nawab Inthiah

For Deputy Commissioner,
(Absent from station)
Mysore District

HRV

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

14

Read -

Letter No D3-1880/39-40 dated 15th April 1943 from the Deputy Commissioner, Mysore District recommending, in the circumstances stated sanction to waive the recovery of a sum of Rs 7,646-14-0 being the -- arrears due by the Hunsur Town Municipal Council towards the maintenance of the State Fund roads passing within the Municipal limits -- prior to the year 1939-40

2 Letter No D3-,880/39-40 dated 20th April 1943 from the same officer recommending, in the circumstances stated, sanction to waive the recovery of the arrears of Rs 1,297-15-0 due by the Periyapatna Minor Municipal Council towards the maintenance of the State Funds roads passing within the Municipal limits upto the end of the year 1938-39

3 Un-official Note No 506/C & A D dated 16th June 1943 from the Comptroller to Government on the subject

Order No L934-6/Rul108-42-5-2

Dated, Bangalore, 21 St July 1943

Government are pleased to waive, as a special case, the recovery of a sum of Rs 7,646-14-0 being the arrears of contribution due by the Hunsur Town Municipal Council towards the maintenance of the State Fund roads passing within the Municipal limits, having regard to its unsatisfactory financial condition

2 Government are not in favour of the proposal to waive the recovery of a sum of Rs 1,297-15-0 due by the Periyapatna Minor Municipal Council on this account, as its financial condition is quite sound The arrears may, however, be arranged to be paid in five equal annual instalments, the levy of interest thereon being waived as a special case

For Secretary to Government,
Law Department

To

The Deputy Commissioner, Mysore District
The Comptroller to Government through Financial Secretariat
The Chief Engineer of Mysore, Public Works Department

NCC 7

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

15

R e a d -

Letter No.D3-1880/39-40 dated 15th April 1943 from the Deputy Commissioner, Mysore District recommending, in the circumstances stated sanction to waive the recovery of a sum of Rs.7,646-14-0 being the arrears due by the Munsur Town Municipal Council towards the maintenance of the State Fund roads passing within the Municipal limits prior to the year 1939-40.

2. Letter No.D3-,880/39-40 dated 20th April 1943 from the same officer recommending, in the circumstances stated, sanction to waive the recovery of the arrears of Rs.1,297-15-0 due by the Periyapatna Minor Municipal Council towards the maintenance of the State Funds roads passing within the Municipal limits upto the end of the year 1938-39.

3. Un-official Note No.506/C.&A.D dated 16th June 1943 from the Comptroller to Government on the subject.

Order No. L934-6/Rev 108-42-52

Dated, Bangalore, 21st July 1943.

Government are pleased to waive, as a special case, the recovery of a sum of Rs 7,646-14-0 being the arrears of contribution due by the Munsur Town Municipal Council towards the maintenance of the State Fund roads passing within the Municipal limits, having regard to its unsatisfactory financial condition.

2. Government are not in favour of the proposal to waive the recovery of a sum of Rs.1,297-15-0 due by the Periyapatna Minor Municipal Council on this account, as its financial condition is quite sound. The arrears may, however, be arranged to be paid in five equal annual instalments, the levy of interest thereon being waived as a special case.

For Secretary to Government
Law Department.

To

The Deputy Commissioner, Mysore District.
The Comptroller to Government through Financial Secretariat.
The Chief Engineer of Mysore, Public Works Department.

G R S App F VI—G 2]

SUBJECT

16

Abr

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Section ML

File No 108-42

Serial No 52

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 21/7 19

Signed by Mr. G. R. Rao

Read—

Letter No D3-1880/39-40 D 15/4/43 from the D C Mysore Dist recommending, in the circumstances stated, sanction to waive the recovery of a sum of Rs. 7,646-14- being the arrears due by the Hunsur Town Municipal Council towards the maintenance of the State Fund roads passing within the municipal limits for the year 1939-40

2) Letter No D3-1880/20-1- D 20/4/43 from the

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

Order thereon.—

NS/19/7/43

Jame Officer

~~Mysore Dest~~ recommending, in the
circumstances stated, sanction
to waive the recovery of the
arrears of Rs 1297-15-0 due
by the Periyapatna Munor Mal Council
towards the maintenance of the
the State Funds / passing Within roads
the municipal limits upto the
end of the year 1938-39

3 2-0 Note No 506/CLAD
dt 16/6/43 from the Comptroller to Govt
on the subject.

order No a 1934-c

Govt are pleased to waive,
as a special case, the recovery
of a sum of Rs 7646-14-0
being the arrears of
Contribution due by the
Hunsur Town Mal Council
towards the maintenance
of the State Fund roads
passing within the municipal
limits, having regard to
its unsatisfactory financial condition

List of Enclosures

Copied by
Examined by

WD 03696—GPB—30 000 2 2 40

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

18

2 Govt are not in favour of the proposal to waive the recovery of a sum of Rs 1297-15-0 due by the Periyapatna Munsif Council on this account, as the financial Condition is quite sound The arrears may, however be arranged to be paid in five equal annual instalments, the levy of interest thereon being waived as a special case

for
P.A.R. Secretary to Govt
Geh Law Dept

To, The D C. Mysore Dist
The Comptroller Thro the Fin Secy
The Chief Engr of Mys P.W.D.

Copy to Rev Secty

WD 0282—GPB 22 500—14 3 38